

In re:
Barry Portnoy
DebtorCase No. 14-16081-mdc
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0313-2

User: YvetteWD
Form ID: pdf900Page 1 of 3
Total Noticed: 1

Date Rcvd: Apr 27, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 29, 2018.

db +Barry Portnoy, 101 Edwards Drive, Richboro, PA 18966-1174

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Apr 29, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 27, 2018 at the address(es) listed below:

ALBERT M BELMONT, III on behalf of Interpleader SamZach Irrevocable Trust
abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Interpleader Danielle Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Zachary Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy (as Trustee of the "SamZach Irrevocable Trust") abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Samzach Partners, L.P.
abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Samantha Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Sam-Zachary Partners, LLC
abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Samantha Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Altchem Environmental Services, Inc.
abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant BF Services, L.P. abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Altchem Environmental Services, Inc.
abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ALBERT M BELMONT, III on behalf of Defendant Maxsys, Inc. abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com

ANDREW F GORNALL on behalf of Creditor M&T BANK agornall@kmllawgroup.com, bkgroup@kmllawgroup.com

BENJAMIN A. GARBER on behalf of Vorndran Construction, Inc. BGarber@braverlaw.com, dmayfield@braverlaw.com; dmarano@braverlaw.com; belle@braverlaw.com

BENJAMIN A. GARBER on behalf of Debtor Barry Portnoy BGarber@braverlaw.com, dmayfield@braverlaw.com; dmarano@braverlaw.com; belle@braverlaw.com

BENJAMIN A. GARBER on behalf of Braverman Kaskey PC BGarber@braverlaw.com, dmayfield@braverlaw.com; dmarano@braverlaw.com; belle@braverlaw.com

DANIEL J. MCGRAVEY on behalf of Plaintiff Republic First Bank d/b/a Republic Bank dmgravey@clarkhill.com

DANIEL MICHAEL PEREIRA on behalf of Plaintiff Republic First Bank, d/b/a Republic Bank dpereira@schnader.com, 5283212420@filings.docketbird.com, Emccarthy@schnader.com

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

DAVID B. SMITH on behalf of Attorney SMITH KANE HOLMAN, LLC dsmith@smithkanelaw.com, b.dr70286@notify.bestcase.com
DAVID L. BRAVERMAN on behalf of Debtor Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
DAVID L. BRAVERMAN on behalf of Plaintiff Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
DAVID L. BRAVERMAN on behalf of Defendant Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
GAETAN J. ALFANO on behalf of Attorney Michael E. Carson, Esquire GJA@Pietragallo.com
GAETAN J. ALFANO on behalf of Creditor Michael Carson GJA@Pietragallo.com
GARY DAVID BRESSLER on behalf of Interested Party Bonnie B. Finkel, Chapter 7 Trustee of the bankruptcy estate of Demrex Industrial Services, Inc. gbressler@mdmc-law.com, kdeans@mdmc-law.com;sshidner@mdmc-law.com;smullen@mdmc-law.com
GARY F SEITZ on behalf of Plaintiff Robert H. Holber gseitz@gsbblaw.com, hsmith@gsbblaw.com
GARY F SEITZ on behalf of Plaintiff Republic First Bank d/b/a Republic Bank gseitz@gsbblaw.com, hsmith@gsbblaw.com
GARY F SEITZ on behalf of Trustee ROBERT H. HOLBER gseitz@gsbblaw.com, hsmith@gsbblaw.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy (as Trustee of the "SamZach Irrevocable Trust") gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Maxsys, Inc. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Zachary Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samantha Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samantha Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Altchem Environmental Services, Inc. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant BF Services, L.P. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Interpleader Danielle Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samzach Partners, L.P. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Sam-Zachary Partners, LLC gbochetto@bochettoandlentz.com
GILBERT B. WEISMAN on behalf of Creditor American Express Bank FSB notices@becket-lee.com
HOLLY SMITH MILLER on behalf of Trustee ROBERT H. HOLBER hsmiller@gsbblaw.com
HOLLY SMITH MILLER on behalf of Robert H. Holber, Chapter 7 Trustee hsmiller@gsbblaw.com
HOLLY SMITH MILLER on behalf of Plaintiff Robert H. Holber hsmiller@gsbblaw.com
JASON BRETT SCHWARTZ on behalf of Creditor The Bank of New York Mellon jschwartz@mesterschwartz.com, jottinger@mesterschwartz.com
JEFFREY KURTZMAN on behalf of Defendant Samzach Partners, L.P. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Sam-Zachary Partners, LLC Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Danielle Portnoy Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Samantha Portnoy Kurtzman@kurtzmansteady.com
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JEFFREY KURTZMAN on behalf of Defendant Maxsys, Inc. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant BF Services, L.P. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Interpleader Danielle Portnoy Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Interpleader SamZach Irrevocable Trust Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Zachary Portnoy Kurtzman@kurtzmansteady.com
JEROME B. BLANK on behalf of Creditor Wilmington Savings Fund Society, et. al. paeb@fedphe.com
JOHN E. KASKEY on behalf of Defendant Barry Portnoy Jkaskey@braverlaw.com, dmarano@braverlaw.com;gollotto@braverlaw.com;belle@braverlaw.com;sine@braverlaw.com
JOHN E. KASKEY on behalf of Debtor Barry Portnoy Jkaskey@braverlaw.com, dmarano@braverlaw.com;gollotto@braverlaw.com;belle@braverlaw.com;sine@braverlaw.com
JOHN E. KASKEY on behalf of Attorney Braverman Kaskey PC Jkaskey@braverlaw.com, dmarano@braverlaw.com;gollotto@braverlaw.com;belle@braverlaw.com;sine@braverlaw.com
JON M. ADELSTEIN on behalf of Attorney Adelstein & Kaliner, LLC jadelstein@adelsteinkaliner.com, jsbamford@adelsteinkaliner.com
JON M. ADELSTEIN on behalf of Attorney Michael E. Carson, Esquire jadelstein@adelsteinkaliner.com, jsbamford@adelsteinkaliner.com
JONATHAN W. HUGG on behalf of Creditor Republic First Bank d/b/a Republic Bank jhugg@schnader.com, 2297860420@filings.docketbird.com,Kpoehls@schnader.com
JONATHAN W. HUGG on behalf of Plaintiff Republic First Bank d/b/a Republic Bank jhugg@schnader.com, 2297860420@filings.docketbird.com,Kpoehls@schnader.com
JONATHAN W. HUGG on behalf of Plaintiff Republic First Bank, d/b/a Republic Bank jhugg@schnader.com, 2297860420@filings.docketbird.com,Kpoehls@schnader.com
JOSEPH ANGEO DESSOYE on behalf of Creditor Wilmington Savings Fund Society, et. al. paeb@fedphe.com
JOSHUA B. KAPLAN on behalf of Plaintiff Barry Portnoy kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com
JOSHUA B. KAPLAN on behalf of Defendant Barry Portnoy kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com

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JOSHUA B. KAPLAN on behalf of Vorndran Construction, Inc. kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com
JOSHUA B. KAPLAN on behalf of Debtor Barry Portnoy kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com
JOSHUA ISAAC GOLDMAN on behalf of Creditor M&T BANK bkgroup@kmllawgroup.com, bkgroup@kmllawgroup.com
KATHERINE KAKISH on behalf of Creditor State of Michigan, Department of Treasury kakishk@michigan.gov
KEVIN G. MCDONALD on behalf of Creditor M&T BANK bkgroup@kmllawgroup.com
KEVIN P. CALLAHAN on behalf of Plaintiff Andrew R. Vara kevin.p.callahan@usdoj.gov
KEVIN P. CALLAHAN on behalf of Andrew R. Vara kevin.p.callahan@usdoj.gov
KEVIN P. CALLAHAN on behalf of U.S. Trustee United States Trustee kevin.p.callahan@usdoj.gov
LYNDSAY ELIZABETH ROWLAND on behalf of Creditor Wells Fargo Equipment Finance, Inc. lrowland@starfieldsmith.com, arosen@starfieldsmith.com
MARIO J. HANYON on behalf of Creditor Wilmington Savings Fund Society, et. al. paeb@fedphe.com
MATTHEW R. SKOLNIK on behalf of Creditor Wilentz, Goldman & Spitzer P.A. mskolnik@wilentz.com, jmcbride@wilentz.com;lcasey@wilentz.com;dbernheim@wilentz.com
MICHAEL H. KALINER on behalf of Attorney Adelstein & Kaliner, LLC mhkaliner@gmail.com
MICHAEL L. TEMIN on behalf of Mediator MICHAEL L. TEMIN mtemin@foxrothschild.com
MICHAEL L. TEMIN on behalf of Mediator Michael Temin mtemin@foxrothschild.com
REBECCA J. PRICE on behalf of Creditor Bank of the West rprice@thslaw.com, kbambary@nmmlaw.com
RICHARD A. BARKASY on behalf of Plaintiff Republic First Bank, d/b/a Republic Bank rbarkasy@schnader.com
ROBERT H. HOLBER trustee@holber.com, rholber@ecf.epiqsystems.com
ROBERT H. HOLBER on behalf of Trustee ROBERT H. HOLBER trustee@holber.com, rholber@ecf.epiqsystems.com
SARAH R. GOODMAN on behalf of Creditor Michael Carson SRG@Pietragallo.com, BLR@Pietragallo.com
STEFAN RICHTER on behalf of Creditor Southampton Industrial Mews Condominium Association srichter@clemonslaw.com
STEPHEN G. HARVEY on behalf of Defendant Republic First Bank steve@steveharveylaw.com, david@steveharveylaw.com;theresa@steveharveylaw.com
STEPHEN G. HARVEY on behalf of Defendant Jonathan Hugg steve@steveharveylaw.com, david@steveharveylaw.com;theresa@steveharveylaw.com
STEPHEN G. HARVEY on behalf of Creditor Republic First Bank d/b/a Republic Bank steve@steveharveylaw.com, david@steveharveylaw.com;theresa@steveharveylaw.com
STEVEN E. OSTROW on behalf of Interested Party EVC Turnpike Dr., LLC ostrows@whiteandwilliams.com
THOMAS I. PULEO on behalf of Creditor M&T BANK tpuleo@kmllawgroup.com, bkgroup@kmllawgroup.com
United States Trustee USTPRegion03.PH.ECF@usdoj.gov

TOTAL: 95

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:) Chapter 7
)
)
BARRY PORTNOY,) Case No. 14-16081-mdc
)
Debtor.)
)

**STIPULATION RESOLVING TRUSTEE'S OBJECTION
TO M&T BANK'S MOTION FOR RELIEF**

Robert H. Holber, the Chapter 7 trustee (the "Trustee") for the estates of Barry Portnoy and M&T Bank ("M&T") (collectively, the "Parties"), by and through their undersigned counsel, hereby enter into this stipulation (the "Stipulation"), and agree as follows:

RECITALS

WHEREAS, on July 30, 2014, Debtor filed a voluntary petition under Chapter 7 of Title 11 of the United States Code;

WHEREAS, M&T holds a first mortgage ("M&T Mortgage") against Debtor's residence located at 101 Edwards Drive, Richboro, PA 18966 ("Edwards Drive");

WHEREAS, on or about February 14, 2018, M&T filed a Motion for Relief from the Automatic Stay (the "Motion") in order to proceed with a foreclosure action against the Edwards Drive property;

WHEREAS, the Trustee has filed an objection (the "Objection") to M&T's Motion;

WHEREAS, the Parties have now reached an agreement resolving the Objection and the relief requested in the Motion;

NOW, THEREFORE, the Parties, intending to be legally bound hereby stipulate and agree as follows:

AGREEMENT

- 1.) The Trustee shall have until 180 days to enter into an Agreement of Sale (the "Agreement of Sale") to sell the Edwards Drive property. The 180 days shall be calculated from the date the Trustee obtains access to the Edwards Drive property (the "Sale Deadline").
- 2.) In the event the Trustee fails to deliver a fully executed copy of the Agreement of Sale to M&T's attorney via e-mail by the Sale Deadline, M&T may file a Certification of Default of this Stipulation with the Court and the Court shall enter an Order granting M&T relief from the automatic stay without further hearing.
- 3.) In the event the Trustee enters into an Agreement of Sale prior to any future sheriff's sale of the Edwards Drive property, M&T agrees to accept the proceeds of the proposed sale in lieu of proceeding with the sheriff's sale, if such sale will satisfy a current M&T payoff statement to be requested by the Trustee. M&T, however, has the right to reject the proposed sale if the proceeds from the sale will not satisfy M&T's current payoff statement.
- 4.) This Stipulation may be executed in counterparts and may be delivered by e-mail. Any copy so executed and delivered (including delivery by e-mail), when taken with another executed copy, shall be considered and deemed an original hereof.

AGREED TO THIS 10th DAY OF APRIL, 2018.

/s/ Kevin McDonald
Kevin McDonald, Esquire
Attorney for M&T Bank

/s/ Holly S. Miller
Holly S. Miller, Esquire
Attorney for Robert H. Holber,
Chapter 7 Trustee

Approved by the Court this 25th day of April, 2018. However, the court retains discretion regarding entry of any further order

Magdalene D. Coleman

Magdalene D. Coleman, Bankruptcy Judge